

report the same back to the Senate with a recommendation that it do not pass.

CLARK.
BUCHANAN.

FOURTH DAY

Senate Chamber,
Austin, Texas,

Thursday, July 21, 1921.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Bailey.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Hertzberg.
Bledsoe.	Lewis.
Buchanan.	McMillin.
Burkett.	Page.
Clark.	Parr.
Cousins.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Doyle.	Watts.
Dodley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hall.	Woods.

Absent.

Dorough.	Williams.
Murphy.	

Absent—Excused.

Baugh.	Carlock.
--------	----------

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Darwin.

See appendix for Committee Reports and Petitions and Memorials.

Excused.

On account important business:

Senator Murphy for today, on motion of Senator Hall.

Senator Dorough until Tuesday, on motion of Senator Suiter.

Simple Resolution No. 7.

By Senator Clark:

Whereas, The Governor has charged, in a message to this Legislature, that the sacred school fund of this State has not escaped the greedy hand of graft, therefore, be it

Resolved, by the Senate of Texas, that a committee of three Senators

be appointed, with all the powers conferred upon investigating committees of the Legislature by Articles 5517 to 5524, both inclusive, of the Revised Civil Statutes of the State of Texas, to investigate any or all of the official acts, doings and business transactions of the present administration of the State Department of Education from the date of the assuming of the office of State Superintendent of Public Instruction by Miss Annie Webb Blanton in January, 1919, down to the conclusion of such investigation by said committee; that said committee shall make such investigation as speedily as possible and report their findings back to this session of the Legislature if within their power to do so, but if the Legislature be not in session when said committee shall have completed their findings then in that event they shall make their report to the Governor to be by him submitted to the Legislature at its next session; that the compensation of the members of said committee shall be five dollars per day when the Legislature is not in session and their transportation and other necessary and actual expenses incurred by them in conducting such investigation.

Resolved, That said committee shall have power to issue all necessary process in the taking of testimony, to summon witnesses in the name of the State to appear before them under oath, to swear witnesses and by a majority vote to punish for contempt in like manner and to the same extent and under the same rules as a district court; that the committee shall have power to pay witnesses subpoenaed to appear before them the same mileage and per diem as allowed by law to witnesses in civil cases in the district courts of this State; and that the committee shall have power to employ an auditor or expert accountant, if in their judgment they deem it necessary, to make an audit of said department for said period or any part thereof.

Resolved further, that said committee be allowed a secretary and a stenographer to be allowed the same compensation as provided for said committee.

Resolved, that the expenses of said investigation shall be paid out of the mileage and per diem and the

contingent expense funds of the First Called Session of the Thirty-seventh Legislature, or out of any balance remaining of like funds of the Regular Session of the Thirty-seventh Legislature, and that all disbursements made by said committee shall be upon sworn itemized statement, approved by the Chairman of said committee, upon which Comptroller's warrants shall issue.

The resolution was read, and, Senator Rogers stated that in view of the fact that the Committee on Educational Affairs had the subject matter under consideration, moved that the resolution be referred to Committee on Educational Affairs.

The motion to refer was adopted.

Simple Resolution No. 8.

By Senator Burkett:

Whereas, the Hon. Pat M. Neff, Governor of Texas, has offered to furnish the Legislature with all evidence, documents, names of individuals and departments relating to waste, corruption and graft upon application therefor, and

Whereas, it is a matter of public concern that the State Senate has possession and knowledge of all purported acts of graft, corruption and shortcomings of all State employees and departments in order to better protect the people's money from waste, graft, and extravagance; therefore, be it

Resolved by the State Senate, that the President of the Senate do appoint a committee of three with authority to call upon the Governor and receive from him all documents, evidence, names of departments, names of individuals and written testimony and all other information which he may have and will divulge relating to graft, corruption, waste and extravagance, and that said committee do report back to the Senate at its earliest convenience the matters and things received and information so obtained.

The resolution was read and after discussion Senator Davidson offered the following substitute for the resolution and asked that it be referred to the Committee on State Affairs.

Whereas, It has been charged that graft and extravagance exist in various departments of the State; therefore, be it

Resolved, That we request Governor Pat M. Neff to transmit to the Senate any information he may possess that would be useful to this body. Be it further

Resolved, That as Governor of this great State we extend to him our hearty good will and here express our utmost desire to join with him or have him co-operate with us in an honest and sincere effort to reduce the burdens of taxation. Be it further

Resolved, That we will be glad to receive any facts or helpful information which he wishes to transmit, together with such recommendations as he is pleased to give. We are equally anxious to serve the best interest of the State, and, while we may differ as to the best means of accomplishing a desired end, such right of difference is the highest prerogative of American citizenship which we do accord each other.

In the great crisis through which our country is passing it is our sincere wish that the Legislative and Executive branches work together in harmony.

DAVIDSON.
BUCHANAN.

The substitute was read, and,

Senator Hall made the point of order that the substitute contained subject matter contained in a resolution that was introduced on yesterday and now on the President's table subject to call; and further that it contained a message to the Governor from the Senate and was not germane to the original resolution.

The Chair, President Pro Tem. Bailey, held that the subject matter of each resolution sought the obtaining information from the Governor, one providing for a committee to receive it, and the other asking the Governor to transmit the information to the Senate, and held that the substitute was germane to the original resolution.

Senator Suiter then moved to refer the resolution and the substitute to the Committee on State Affairs, which motion was lost by the following vote:

Yeas—11.

Baugh.	Davidson.
Buchanan.	Page.
Cousins.	Richards.
Darwin.	Suiter.

Watts.
Wood.

Woods.

Nays—13.

Bailey.	Floyd.
Bledsoe.	Hall.
Burkett.	Parr.
Clark.	Rogers.
Doyle.	Willis.
Dudley.	Witt.
Fairchild.	

Absent.

Hertzberg.	McMillin.
Lewis.	Williams.

Absent—Excused.

Carlock.	Murphy.
Dorough.	

Action then recurred on the substitute by Senator Davidson and the same was adopted by the following vote:

Yeas—13.

Baugh.	Rogers.
Buchanan.	Suiter.
Cousins.	Watts.
Darwin.	Witt.
Davidson.	Wood.
Page.	Woods.
Richards.	

Nays—11.

Bailey.	Fairchild.
Bledsoe.	Floyd.
Burkett.	Hall.
Clark.	Parr.
Doyle.	Willis.
Dudley.	

Absent.

Hertzberg.	McMillin.
Lewis.	Williams.

Absent—Excused.

Carlock.	Murphy.
Dorough.	

The resolution, as substituted, was then lost by the following vote:

Yeas—11.

Baugh.	Rogers.
Buchanan.	Suiter.
Cousins.	Watts.
Davidson.	Witt.
Fairchild.	Woods.
Page.	

Nays—13.

Bailey.	Floyd.
Bledsoe.	Hall.
Burkett.	Parr.
Clark.	Richards.
Darwin.	Willis.
Doyle.	Wood.
Dudley.	

Absent.

Hertzberg.	McMillin.
Lewis.	Williams.

Absent—Excused.

Carlock.	Murphy.
Dorough.	

Bills and Resolutions.

By Senator Dorough:

S. B. No. 8, A bill to be entitled "An Act abolishing the Criminal District Court of Bowie County, Texas; repealing Chapter 28 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature and Chapter 8 of the General Laws of the Second Called Session of the Thirty-sixth Legislature, which Acts create and relate to the Criminal District Court of Bowie County; reviving any laws repealed by said Statutes not otherwise repealed; restoring the jurisdiction of other courts of Bowie County to conform to the purpose of this Act; and making this Act effective July 1, 1922."

Read first time and referred to Committee on Judicial Districts.

(By Unanimous Consent.)

By Senator Dudley:

S. B. No. 9, A Bill to be entitled "An Act to amend Sections 5, 7, 8, 31, 31a, 34, 39, 42 and 43 of Chapter 157 of the General Laws of the Thirty-sixth Legislature passed at the Regular Session thereof and as amended by Chapter 72 under Senate Bill No. 92 at the Second Called Session of the Thirty-sixth Legislature as amended by Chapter 7 of the Acts of the Fourth Called Session of the Thirty-sixth Legislature, being 'An Act to preserve, propagate, distribute, and protect the wild game, wild birds, and wild fowl of the State, etc.,' changing the open season and bag limit on plover and yellow legs; providing for one-half of fines to inure to benefit of complainant; requiring a license for the purpose of hunting; and repealing all laws in conflict herewith and declaring an emergency."

Read first time and referred to Committee on State Affairs.

Relating to Enrolling and Engrossing Clerk Assistants.

Senator Darwin made the following motion:

I move that the Lieutenant Governor be authorized to appoint two stenographers, or typists, for the Enrolling and Engrossing rooms.

(Senator Richards in the Chair.)

Action recurred on the Darwin motion, and

Senator Hall moved to table the motion, which motion to table was lost.

The motion by Senator Darwin was then adopted.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, July 21, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No 5, Relating to Interstate freight rates.

Respectfully submitted,

CARL PHINNEY,

Chief Clerk, House of Representatives.

Simple Resolution No. 9.

By Senator Burkett:

Be it Resolved by the Senate, That the Hon. Archie Parr be authorized by the Senate to call upon the Governor to receive such evidence as he has relating to graft, corruption and extravagance, and transmit same to the Senate.

Senator Darwin made the point of order that the resolution was out of order for the reason that a resolution containing the same subject matter had been voted on and defeated this day.

The Chair, Senator Richards, sustained the point of order.

Senator Burkett appealed from the ruling of the Chair.

Senator Fairchild was called to the Chair to preside during the appeal vote.

Action recurred on the appeal from the ruling of the Chair, and the vote was put viva voce, and was lost, but a demand for the yea and nay vote was made and the Chair was sustained by the following vote:

Yeas—13.

Baugh.	Rogers.
Buchanan.	Sulter.
Cousins.	Watts.
Darwin.	Witt.
Davidson.	Wood.
Fairchild.	Woods.
Page.	

Nays 10.

Pailey.	Dudley.
Bledsoe.	Floyd.
Burkett.	Hall.
Clark.	Parr.
Doyle.	Willis.

Present—Not Voting.

Richards.

Absent.

Hertzberg.	McMillin.
Lewis.	Williams.

Absent—Excused.

Carlock.	Murphy.
Dorough.	

Senator Richards resumed the Chair.
Morning Call concluded.

House Concurrent Resolution No. 5.

The Chair laid before the Senate House Concurrent Resolution No. 5, Relating to Interstate freight rates. The resolution was read first time and referred to Committee on Internal Improvements.

Message from the Governor.

Here the Chair laid before the Senate a message from the Governor, received at an earlier hour this date:

Governor's Office.

Austin, Texas, July 21, 1921.

To the Senate and House of Representatives of the First Called Session of the Thirty-seventh Legislature:

Gentlemen: I herewith submit to you for your consideration and legislative action the following subjects:

First: A law requiring that any and all moneys accruing to and received by any and all educational, eleemosynary and penal institutions of the State of Texas, and any and all departments of the government of the State of Texas, from any and all sources whatsoever shall be paid into the State Treasury by the Institution or Department so receiving same, prohibiting moneys from being paid out of the Treasury

except for the purpose for which they were appropriated, requiring the Board of Control to include in its budget for said departments, educational, eleemosynary and penal institutions respectively, estimates of all items of expense and moneys to be paid out by such agencies in any manner whatever.

Second: The pink bollworm has proved to be a destructive pest in Mexico; has wiped out the cotton industry of the Hawaiian Islands; has done serious damage in Brazil, Egypt, and other places, and according to scientific men and the commission that visited Mexico it is reasonable to believe that it will be as dangerous in Texas if permitted to establish itself and spread over the State. The Legislature should determine what the policy of the State should be in this matter and do that which seems to be best for the cotton industry of the State.

The present law is inadequate to properly deal with the situation and should be changed so as to make it more easily enforced. Farmers and others interested in the cotton industry are alarmed over the danger of this pest and I have been requested by individuals and organizations to submit the subject to you for your earnest and deliberate consideration. The policies of the State in dealing with this matter should be defined. The State is threatened with a quarantine by the Federal Government and other cotton growing states if we do not adopt measures to prevent the spread of this pest. These quarantines, if placed against the State, would result in untold hardships and damage to commerce which might cost the State much more than the cost of exterminating the pink bollworm.

Third: During the Regular Session of the Legislature a bill was passed providing for vocational education in connection with the acceptance of the benefits of an Act passed by the Senate and the House of Representatives of the United States looking to the promotion of vocational education; designating the State Treasurer as custodian for the reception and distribution of all funds allotted to this State; designating and authorizing the State Board of Education to act in co-operation with the Federal Board for Vocational Education in the administration of the provisions of this Act.

Friends of the bill asked the Governor to veto same on account of a

clerical error in the bill. I am therefore submitting this to you for your consideration.

Fourth: During the Regular Session of the Legislature a Vehicle License Law was passed requiring that certain taxes be placed against commercial motor vehicles. It appears that the tax placed on motor trucks was entirely too drastic. Therefore, legislation in regard thereto is hereby submitted to you for such legislation as will encourage the use of commercial motor vehicles, and will at the same time safeguard the involved highways of the State. In this connection I also submit to you for your legislative judgment the enactment of laws looking to the maintenance and upkeep of the public highways of the State.

Fifth: I submit for your consideration the subject of amending Chapter 87 General Acts of the Regular Session of the Thirty-fifth Legislature, providing for reorganization and government of water improvement and irrigation districts as amended by subsequent statutes and relating to the power of such districts to incur debt, and issue bonds and validate proceedings of such districts.

Sixth: Article No. 4930 of the Revised Statutes of the State requires fidelity and surety companies doing business in Texas to make a deposit with the Commissioner of Insurance and Banking of this State for the benefit of the holders of the obligations of such companies. A recent decision of the Supreme Court of Texas has probably changed the original intent of the law as to whether or not all the holders of the obligations of the surety companies were protected by this deposit; therefore, I submit this for your legislative judgment and action.

Understanding that the matters of the investigation of frauds in taking the scholastic census and provisions to prevent further fraud in such matters, is under consideration by those especially charged with the educational affairs of the State, and in order that you may give your aid in correcting these alleged fraudulent transactions that heretofore occurred, and in order that proper legislation may be had to prevent the recurrence of same, this subject matter is hereby presented to you for your deliberation.

Respectfully submitted,

PAT M. NEFF,
Governor.

Senate Concurrent Resolution No. 3.

By Senator Bailey:

Concurrent resolution endorsing a Statewide celebration of Texas Founders' Day, and requesting the Governor to make proclamation thereof.

Whereas, In the year 1821, Stephen F. Austin, in the exercise of profound foresight and by virtue of overcoming innumerable hardships and difficulties, settled his first colony in Texas, and made possible the development and growth of our commonwealth; and

Whereas, The principles for which he labored, and the hopes which were his inspiration have exercised profound influence upon the history and institutions of our people, and have contributed so greatly to our freedom, happiness and prosperity, and

Whereas, It is eminently fitting that the labors of this great statesman and patriot on behalf of the cause of free government be commemorated; now, therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That November 10th, 1921, be, and it is, hereby set aside for the purpose of commemorating and celebrating throughout the State of Texas in an appropriate manner, the Centennial Anniversary of the founding of Texas; and be it further

Resolved, That the day so set aside be designated as Texas Founder's Day, and that the Governor of the State of Texas be, and he is hereby requested to issue his proclamation of the same, calling upon all loyal and patriotic citizens to make due observance thereof.

The resolution was read and adopted.

Report from Board of Control.

The following is printed here by order of the Senate:

Hon. Lynch Davidson, President of the Senate, Building:

My Dear Governor: Herewith we hand you the report of an investigation which we made of the old Blind Institute property in Austin, as directed in Senate Concurrent Resolution No. 27, passed by the Regular Session of the Thirty-seventh Legislature.

Yours very truly,
STATE BOARD OF CONTROL,
By S. B. Cowell, Chairman.

July 16, 1921.

To the Legislature of the State of Texas:

During the Regular Session of the Thirty-seventh Legislature, which adjourned on March 12th, 1921, your Honorable Body passed Senate Concurrent Resolution No. 27, which reads as follows:

"Whereas, The University of Texas owns and controls the buildings situated on Nineteenth Street and East Avenue, formerly occupied and used as an institute for the blind; and,

Whereas, The buildings are an expense to the University in the manner in which they are being used; and,

Whereas, The University of Texas is in need of more adequate facilities for housing the male student body of that institution, therefore, be it

Resolved, by the Senate of the Thirty-seventh Legislature, the House concurring, That the Board of Control be and is hereby requested to thoroughly investigate the feasibility and practicability of utilizing said buildings as a dormitory for young men, and to submit in writing to the next session of this Legislature the result of such investigation, together with an estimate of the probable cost to the State, should said Board of Control deem it advisable so to convert said buildings.

FAIRCHILDS,
RICHARDS,
COUSINS.

Complying with the request contained in the foregoing resolution the Board of Control has made a careful investigation of the subject under consideration and now begs to report as follows:

This property, formerly occupied by the State School for the Blind, and more recently by the School of Military Aeronautics, is located on a tract of land between East Eighteenth and East Nineteenth streets and between Red River and East Avenue, in the city of Austin, Travis County, Texas. It is about seven blocks from the south entrance to the main University property and will be immediately adjacent to the southwest corner of the campus when the proposed extension program has been completed. This property is convenient to the East Avenue-Oakwood

street car line and is about ten blocks from the State Capitol buildings.

Buildings.

The property consists of seven buildings, all connected with stairways and porches of frame construction and more particularly described as follows:

One 2 story brick building about 150x270 feet, metal roof.

One 2 story brick building formerly occupied for administrative purposes about 60x150 feet in size, metal roof.

One 2 story brick building about 50x180 feet, metal roof.

One brick building, with metal roof, part of which is two stories high, the remainder one story and basement, which basement contains the power plant.

One 2 story brick building, metal roof, fire proof, practically new, in good repair, about 55x60 feet in size.

Two 2 story brick buildings with composition roofs, each about 50x150 feet in size, built during the war and known as barracks, the roofs of which are in a very bad state of repair, as is also true of most of the other buildings.

Equipment.

The power house is equipped with three boilers, apparently in good condition, and all necessary connections for heating the entire plant, together with various other equipment including hot water system.

Some kitchen and dining room equipment. A number of ordinary tables and dining room chairs. Several sections of opera chairs.

The buildings are wired for lighting, plumbing appears to be sufficient and a considerable quantity of bath and toilet fixtures are located throughout the buildings.

Remarks.

While it is a feasible proposition to convert this property to dormitory use, a great many alterations and repairs will be required to make it desirable for living quarters. Much of the floor space is found in buildings of large dimensions and rectangular form and consequently is not readily adapted to division into rooms suitable for one or two occupants, with proper regard to light and ventilation

facilities, the proper consideration of which requires an outside window in each room.

We have had this property carefully surveyed by competent architects who estimate that the space in the several buildings can be divided into rooms which will accommodate one or two students, with a total capacity of about 400 beds. To rearrange, repair and convert the property along these lines the estimated cost is \$181,410.00. If it should be desired to omit the partitions and leave the buildings to be used on what is known as the dormitory plan, which means the placing of a great many beds in the large openings, it is estimated that necessary additions and repairs could be made for about \$40,000.00 less, or a total amount of \$141,410.00. These estimates cover all inside adjustments, repairs and alterations, together with the necessary labor and material for putting all roofs in good condition but do not include any outside work, either on buildings or grounds, neither has the movable furniture been taken into consideration, as that would depend very materially on the plan adopted for converting the property. It may be stated, however, that to put the property in good condition throughout, including all remodeling, both interior and exterior, treatment of grounds and laying of walks for making the place convenient and attractive for purpose proposed, together with the installation of suitable furniture and equipment, it is estimated by the Board that the cost in round numbers will be approximately \$200,000.00.

STATE BOARD OF CONTROL.

Simple Resolution No. 8.

Senator Fairchild here moved to reconsider the vote by which Simple Resolution No. 8, as substituted, was lost, but was held out of order for the reason that he voted on the losing side when the resolution, as substituted, was lost.

(President Pro Tem. Bailey in the Chair.)

Bills Signed.

The Chair, President Pro Tem. Bailey, gave notice of signing, and did sign, in the presence of the Sen-

ate, after their captions had been read, the following bills:

S. B. No. 1. Mileage and per diem appropriation bill.

S. B. No. 2. Contingent expense bill.

H. C. R. No. 2, Inviting General Dickman to address the Legislature.

Adjournment.

On motion of Senator Rogers the Senate, at 11:35 o'clock a. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Petitions and Memorials.

Senator Burkett offered and had read a petition numerously signed by citizens of Abilene, urging the passage of an optometry law.

This was referred to Committee on Public Health and Vital Statistics.

Committee Reports.

Committee Room.

Austin, Texas, July 21, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 1, and find the same correctly enrolled, and have this day at 10:00 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room.

Austin, Texas, July 21, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 2, and find the same correctly enrolled, and have this day at 10:15 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room.

Austin, Texas, July 21, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed bills have had Senate Bill No. 6 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Committee Room.

Austin, Texas, July 21, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 5.

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass and be printed in the Journal.

DUDLEY, Chairman.

Committee Room.

Austin, Texas, July 21, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on State Affairs, have carefully read Senate Concurrent Resolution No. 2, by Cousins, and after having the same under consideration, beg leave to report it back to the Senate with the recommendation that it do pass as amended and be printed in the Journal.

DOROUGH, Chairman.

Following is the resolution in full:

By Cousins.

S. C. R. No. 2.

Relating to Sale of State's Iron Industry.

House Concurrent Resolution.

Whereas, Under the provisions of House Concurrent Resolution No. 22, approved April 4, 1917, House Concurrent Resolution No. 43, approved March 15, 1919, and House Concurrent Resolution No. 11, filed in the office of the Secretary of State July 16, 1919, tender of first payment on purchase of the State's iron industry at Rusk, Texas, was made to the Prison Commission on behalf of L. P. Featherstone, the purchaser, on December 31, 1919, and pursuant thereto sale thereof was made to L. P. Featherstone by the Prison Commission, with the approval of the Attorney General and the Governor of Texas, and evidenced by their deed to L. P. Featherstone, dated March 16, 1920; and

Whereas, Said sale was made in consideration of the payment of Twenty-eight Thousand, One Hundred and Twenty-five (\$28,125.00) Dollars in cash, before delivery of said deed, and the sum of Eighty-four Thousand, Three Hundred and Seventy-five (\$84,375.00) Dollars, evidenced by three (3) promissory notes of even date with said deed for the sum of Twenty-eight Thousand, One Hundred and Twenty-five

(\$28,125.00) Dollars each, executed by said L. P. Featherstone, said notes being due and payable respectively one (1) year, eighteen (18) months, and two (2) years after their date, with interest at six (6%) per cent per annum, and said notes containing provision for maturity in case of default, and to secure payment of said notes, as well as the performance of the other terms and conditions of said sale, said L. P. Featherstone executed and delivered a bond in the sum of One Hundred Thousand (\$100,000.00) Dollars in favor of the State of Texas, with the following sureties thereon:

S. G. Burnett, C. T. Haisig, Joe Rosenthal, H. A. Perlestein, Ed Paggi, Hal. G. Land, B. A. Steinhagen, and John L. Keith, all of Beaumont, Texas, and

Whereas, Said property has been conveyed by L. P. Featherstone to R. S. Collins and W. H. Lantz, receivers, of Texas Steel Company; and

Whereas, Said receivers of Texas Steel Company and said L. P. Featherstone were not prepared to make payment of the first note above described at its maturity, which became due to the State as aforesaid on March 16, 1921, but the above mentioned sureties on said bond made full payment of said note, together with interest thereon, as well as upon the other two notes to last mentioned date; and

Whereas, The said receivers of the Texas Steel Company, and said L. P. Featherstone, and the said sureties on his aforesaid bond, have expressed a desire, owing to the extreme business depression and financial stringency at present prevailing, to have the maturity of the second and third notes above described extended for a period of two (2) years, so that the second of said notes will mature on September 16, 1923, and the third of said notes will mature on March 16, 1925; therefore be it

Resolved by the House of Representatives of the Thirty-seventh Legislature, the Senate concurring, That the Governor and Prison Commission be and are hereby requested and directed to extend said notes maturing eighteen (18) months, and two (2) years, respectively after their date, so that they will mature respectively on or before September 16, 1923, and on or before March 16, 1924, conditioned upon the prompt payment of interest upon said notes as same accrues and becomes payable annually, and conditioned further upon the said L. P. Featherstone and

the said sureties upon his aforesaid bond and the said R. S. Collins and W. H. Lantz, as receivers of the Texas Steel Company, executing and delivering to the Prison Commission an instrument in writing consenting and agreeing to the aforesaid extension; and it being expressly stipulated that the aforesaid extension shall not be granted except on full compliance with the foregoing conditions, and shall not release the sureties on the original obligation, and provided such extension agreement shall be prepared and approved by the Attorney General of the State of Texas.

FIFTH DAY.

Senate Chamber,
Austin, Texas,
Friday, July 22, 1921.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Bailey.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Hertzberg.
Baugh.	Lewis.
Bledsoe.	McMillin.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Willis.
Dudley.	Witt.
Floyd.	Wood.
Hall.	Woods.

Absent—Excused.

Carlock.	Murphy.
Dorough.	Williams.
Fairchild.	

Prayer by Dr. Barcus of Austin.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Clark.

Excused.

On account important business:
Senator Murphy until Monday.
Senator Williams until Monday.
Senator Fairchilds until Monday.

Bills and Resolutions.

By Senator Burkett, by request:
S. B. No. 10, A bill to be entitled